



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

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JW

In re Application of

Masao KONDO

Serial No.: 10/090,303

Group Art Unit: 2837

Filed: March 4, 2002

Examiner: Donels, J.

For: MUSICAL PERFORMANCE DATA SEARCH SYSTEM

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Marc A. Rossi

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Sir:

In reply to the Notice of Abandonment dated October 12, 2004, applicant hereby enters a petition under 37 CFR 1.181 requesting that the Examiner withdraw the holding of abandonment. The Notice of Abandonment alleges that the issue fee and publication fee were not timely paid, when, in fact, the applicant filed a Request for Continued Examination with an Amendment on September 1, 2004. Copies of the Request for Continued Examination and the Receipt Post Card evidencing the Patent Office's receipt of the Request for Continued Examination are enclosed. Applicant respectfully requests that the abandonment be withdrawn. No fee is required.

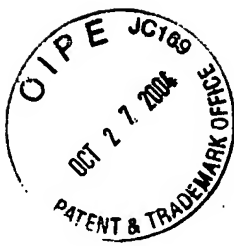
Respectfully submitted,

ROSSI & ASSOCIATES

[Signature]
Marc A. Rossi
Registration No. 31,923

10/22/04
Date

Attorney Docket No. YAMA:039
ROSSI & ASSOCIATES



USPTO RECEIPT CARD In re application of:

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Papers Filed: RCE; AMENDMENT

Attorney Docket: YAMA:039

